

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

: Plaintiff, Case No. 3:08-cr-126
Also Case No. 3:13-cv-009
-vs- : District Judge Thomas M. Rose
Magistrate Judge Michael R. Merz

JOSE JESUS VILLALBA,

: Petitioner.

ORDER FOR AMENDED ANSWER

On May 1, 2013, Petitioner filed his First Amended Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. §2255. Therefore, it is hereby ORDERED that the United States Attorney shall, not later than May 22, 2013, file an Amended Answer conforming to the requirements of Rule 5 of the Rules Governing §2255 Cases.

Defendant may, not later than June 5, 2013, file and serve a Reply or Traverse to the Amended Answer.

May 2, 2013.

s/ *Michael R. Merz*
United States Magistrate Judge